

UNITED STATES DISTRICT COURT

for the

Western District of Texas

FILED

APR 09 2012

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXASBY [Signature] DEPUTY CLERK

United States of America

v.

Nyocomus Jerome Garnett

Case No: 7:08-CR-144 (01) RAJ

USM No: 27309-180

Date of Original Judgment: 01/26/2009

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Thomas S. Morgan

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☐ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 96 months is reduced to 41 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 01/26/2009 shall remain in effect.**IT IS SO ORDERED.**Order Date: 4-5-12[Signature]
Judge's signature

Effective Date: _____

(if different from order date)

Robert Junell, United States District Judge

Printed name and title